

अण्डमान तथा  
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अण्डमान तथा निकोबार प्रशासन  
ANDAMAN AND NICOBAR ADMINISTRATION  
सचिवालय/SECRETARIAT

**NOTIFICATION**

Port Blair, dated the 21<sup>st</sup> November, 2017.

No. 291/2017/F. No. 6-9/2016-Legal (Vol. VII).— The following Act, published in the Gazette of India, Extraordinary, Part – II, and Section (I) is hereby reproduced below for information of the General Public.

Sd./-  
(Rizwanullah)  
Deputy Secretary (Law)

**THE BANKING REGULATION  
(AMENDMENT) ACT, 2017**

An

Act

*further to amend the Banking Regulation Act, 1949.*

BE it enacted by Parliament in the Sixty-eighth Year of the Republic of India as follows :—

1. (1) This Act may be called the Banking Regulation Amendment Act, 2017. Short title and commencement.

(2) It shall be deemed to have come into force on the 4<sup>th</sup> day of May, 2017.

10 of 1949. 2. In the Banking Regulation Act, 1949 (hereinafter referred to as the principal Act), after section 35A, the following sections shall be inserted, namely :— Insertion of new sections 35AA and 35AB.

31 of 2016. 35AA. The Central Government may, by order, authorise the Reserve Bank to issue directions to any banking company or banking companies to initiate insolvency resolution process in respect of a default, under the provisions of the Insolvency and Bankruptcy Code, 2016. Power of Central Government to authorise Reserve Bank for issuing directions to Banking companies to initiate Insolvency resolution process.

*Explanation.*—For the purposes of this section, “default” has the same meaning assigned to it in clause (12) of section 3 of the insolvency and Bankruptcy Code, 2016. 31 of 2016.

Power of Reserve Bank to issue directions in respect of stressed assets. 35AB. (1) Without prejudice to the provisions of section 35A, the Reserve Bank may, from time to time, issue direction to any banking company or banking companies for resolution of stressed assets.

(2) The Reserve Bank may specify one or more authorities or committees with such members as the Reserve Bank may appoint or approve for appointment to advise any banking company or banking companies on resolution of stressed assets.’.

Amendment of section 51. 3. In section 51 of the principal Act, in section (1), after the figures and letter “35A,”, the figures and letters “35AA, 35AB,” shall be inserted.

Repeal and savings. 4. (1) The Banking Regulation (Amendment) Ordinance, 2017 is hereby repealed. Ord. 1 of 2017.

(2) Notwithstanding such repeal, anything done or any action taken under the Banking Regulation Act, 1949 as amended by the said Ordinance, shall be deemed to have been done or taken under the corresponding provisions of the said Act, as amended by this Act. 10 of 1949.

# **THE BANKING REGULATION (AMENDMENT) ACT, 2017**

**ASSENTED TO  
ON 25<sup>TH</sup> AUGUST, 2017  
ACT NO. 30 OF 2017**